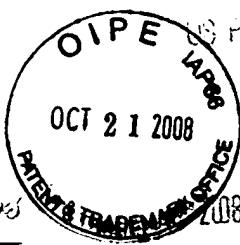


JFW.28c

40 years  
1968 - 2008



2008 OCT 23 PM 4:10

Docket No.: 195128US20

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

RE: Patent No.: 7,024,257

Applicants: Robert PEARCE, et al.

Issue Date: April 4, 2006

For: A SYSTEM FOR MOTION CONTROL, METHOD OF  
USING THE SYSTEM FOR MOTION CONTROL,  
AND COMPUTER-READABLE INSTRUCTIONS  
FOR USE WITH THE SYSTEM FOR MOTION  
CONTROL

ATTORNEYS AT LAW

**RECEIVED**

NOV 03 2008

OFFICE OF PETITIONS

Examiner: HARTMAN JR., Ronald D.

SIR:

Attached hereto for filing are the following papers:

**Correction of Entity Status and Payment of Deficiency**

**Copy of Fee Transmittal as Filed February 9, 2001**

**Certificate of Mailing**

Our credit card payment form in the amount of \$4,802.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

Eckhard H. Kuesters

Registration No. 28,870

Customer Number

**22850**

(703) 413-3000 (phone)  
(703) 413-2220 (fax)





US PATENT & TRADEMARK  
OFFICE

DOCKET NO: 195128US20

2008 OCT 23 PM 4:10

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
ROBERT PEARCE, ET AL. : EXAMINER: HARTMAN JR., R.D.  
PATENT NO: 7,024,257 :  
ISSUE DATE: APRIL 4, 2006 : GROUP ART UNIT: 2121  
FOR: A SYSTEM FOR MOTION :  
CONTROL, METHOD OF USING THE :  
SYSTEM FOR MOTION CONTROL, AND :  
COMPUTER-READABLE :  
INSTRUCTIONS FOR USE WITH THE :  
SYSTEM FOR MOTION CONTROL :  
  
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**NOV 03 2008**  
**OFFICE OF PETITIONS**

CORRECTION OF ENTITY STATUS AND

PAYMENT OF DEFICIENCY UNDER 37 CFR 1.28

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

It is respectfully requested that the United States Patent and Trademark Office (USPTO) change its records to reflect that the assignee, Motion Engineering, Inc., Danaher Motion is a large entity. This filing is to correct applicant's error in claiming small entity status, said error having been made without any deceptive intent on the part of the assignee. Applicant's original claim to small entity status was made in good faith, and was later discovered to be in error.

37 CFR 1.28 requires (1) separate submissions for each application or patent, and (2) payment of deficiency owed, including an itemization of the deficient payment. Consistent with 37 CFR 1.28(1), attached herewith is a copy of the Fee Transmittal filed February 9, 2001 indicating the payment of governmental filing fees of \$1,796.00 for electronically filing

Patent No. 7,024,257  
Correction of Entity Status and Payment of  
Deficiency Under 37 CFR 1.28  
Page 2

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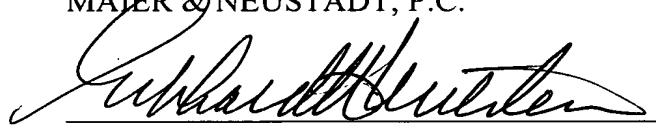
this application as a small entity. Consistent with 37 CFR 1.28(2) an itemization of the deficient payment is that the fee should have been \$6,598.00 leaving a deficiency of \$4,802.00.

Date of Filing	Fee Description	Current Fees	Fees Paid	Deficiency
01/03/08	Filing/Exam/Search	\$ 1,090.00	\$ 355.00	\$ 735.00
01/03/08	49 Claims in Excess of 20	2,548.00	\$ 441.00	2,107.00
	6 Indep. Claims in Excess of 3	1,320.00	\$ 240.00	1080.00
	Request for 1 Month Extension	130.00	\$ 60.00	70.00
	Issue Fee & Publication Fee	1,510.00	\$ 700.00	810.00
	<b>Total Deficiency</b>			<b>\$4,802.00</b>

Submitted herewith is our credit card form in the amount of \$4,802.00 for the remainder of the filing fees due in this large entity application.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAJER & NEUSTADT, P.C.



Eckhard H. Kuesters  
Attorney of Record  
Registration No. 28,870

Customer Number

22850

Tel: (703) 413-3000  
Fax: (703) 413 -2220  
(OSMMN 08/07)

Docket No. 195128US20



US PATENT & TRADEMARK  
OFFICE

INVENTOR(S) Robert Pearce, et al.

2008 OCT 23 PM 4:10

SERIAL NO: New Application

FILING DATE: Herewith

FOR: A SYSTEM FOR MOTION CONTROL, METHOD OF USING THE SYSTEM FOR MOTION CONTROL,...

COPY

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ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

NOV 03 2008

OFFICE OF PETITIONS

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS	69 - 20 =	49	x \$18 =	\$882.00
INDEPENDENT CLAIMS	9 - 3 =	6	x \$80 =	\$480.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS (If applicable)			+ \$270 =	\$0.00
<input checked="" type="checkbox"/> LATE FILING OF DECLARATION			+ \$130 =	\$130.00
			BASIC FEE	\$710.00
			TOTAL OF ABOVE CALCULATIONS	\$2,202.00
<input checked="" type="checkbox"/> REDUCTION BY 50% FOR FILING BY SMALL ENTITY				\$-1,101.00
<input type="checkbox"/> FILING IN NON-ENGLISH LANGUAGE			+ \$130 =	\$0.00
<input type="checkbox"/> RECORDATION OF ASSIGNMENT			+ \$40 =	\$0.00
			TOTAL	\$1,101.00

- Please charge Deposit Account No. 15-0030 in the amount of A duplicate copy of this sheet is enclosed.
- A check in the amount of **\$1,101.00** to cover the filing fee is enclosed.
- The Commissioner is hereby authorized to charge any additional fees which may be required for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

Gregory J. Maier  
Registration No. 25,599

Eckhard H. Kuesters  
Registration No. 28,870

Date: 29-01

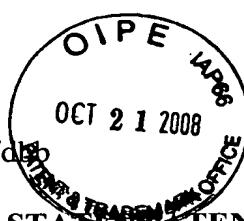


**22850**

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Fax. (703) 413-2220  
(OSMMN 10/00)

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DOCKET NO.: 195128US20/dcb



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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IN RE APPLICATION OF:

Robert PEARCE, et al.

GROUP: 2121

PATENT NO: 7,024,257

**RECEIVED**

NOV 03 2008

ISSUE DATE: April 4, 2006

EXAMINER: HARTMAN Jr., R.D.

FOR: A SYSTEM FOR MOTION CONTROL, METHOD OF USING THE SYSTEM  
FOR MOTION CONTROL, AND COMPUTER-READABLE INSTRUCTIONS  
FOR USE WITH THE SYSTEM FOR MOTION CONTROL

**OFFICE OF PETITIONS**

**CERTIFICATE OF MAILING**

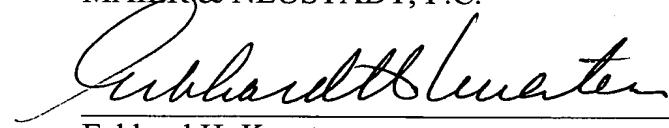
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I hereby certify that this correspondence is being hand carried to the United States Patent and Trademark Office, 2051 Jamieson Avenue, Suite 300, Alexandria, Virginia 22314 on October 21, 2008.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



A handwritten signature in black ink, appearing to read "Eckhard H. Kuesters".

Eckhard H. Kuesters  
Registration No. 28,870

Customer Number

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Tel. (703) 413-3000  
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(OSMMN 03/06)